IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM NO.65148-M of 2006
DATE OF DECISION.5.12.2006

Malkiyat Singh and another .....Petitioners

Versus

State of Haryana. .....Respondent

CORAM HON'BLE MR. JUSTICE AJAI LAMBA

PRESENT Mr.Parveen K Kataria, Advocate
Mr. Narender Sura, AAG, Hayana.

AJAI LAMBA , J(Oral)

This is a petition under Section 438 of the Code of Criminal Procedure for bail in a case lodged under Sections 323, 324, 506, 148, 149 and 307 IPC.

On November 9, 2006 the petition qua Malkiat Singh i.e petitioner no.1 was dismissed as not pressed. Notice of motion was issued only with regard to petitioner no.2 Kikku @ Satpal.

Learned counsel appearing for the respondent / State on instructions from ASI Giriraj states that the petitioner Kikku @ Satpal has joined investigation and is not required for further investigation or custodial interrogation.

In view of the same, petition is allowed. Order dated 9th November, 2006 is hereby made absolute and it is directed that in the event of arrest, the petitioner no.2 shall be enlarged on bail on furnishing of bail bonds to the satisfaction of the Arresting / Investigating Officer, subject to the following conditions:-

i) the petitioner no.2 shall make himself available for interrogation as and when required;

ii) the petitioner no.2 shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and

iii) the petitioner no.2 shall not leave India without the previous permission of the court.

This order shall enure till 10 days after the petitioner no.2 receives a notice of filing of final report under Section 173 Cr. P. C , within which period the petitioner no.2 would be at liberty to apply for regular bail.

December 5,2006 **(AJAI LAMBA)**
mamta **JUDGE**